

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
3:16CV861

ROBERT C. BARCHIESI and LEJLA)
HADZIC, Individually and in a)
representative capacity on behalf of a)
class of all persons similarly situated,)
vs.)
CHARLOTTE SCHOOL OF LAW, LLC,)
and INFILAW CORPORATION,)
Defendants.)
_____)

ORDER

In preparation for the fairness hearing scheduled for January 9, 2019, the Court has determined that it will first hear oral argument regarding whether the Barchiesi Plaintiffs will be entitled to limited discovery prior to the Court's final determination as to whether the Settlement Agreement will be approved. In determining whether the proposed settlement is fair, reasonable, and adequate, the court need not transform the hearing on the settlement into a trial on the merits. *See Flinn v. FMC Corp.*, 528 F.2d 1169, 1172-73 (4th Cir. 1974). Accordingly, the Court has determined that it will hear testimony from Scott Thompson and Edward Bowers only. The Objecting Plaintiffs who have requested a minute to speak in open court will be allowed to do so with strict enforcement of the time limit.

IT IS SO ORDERED.

Signed: January 7, 2019



Graham C. Mullen
United States District Judge

